
From: Carlin, Jayne
To: Allison Castellan - NOAA Federal
CC: Waye, Don; Wu, Jennifer; Henning, Alan
Sent: 9/3/2014 12:02:22 PM
Subject: RE: Requesting Your Input on Specific Language in Oregon's Draft NPS Plan Regarding CZARA (ASAP as the comment period ended today)

Thanks everyone for your quick review of this language. Great comments.

Jayne

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<http://www.epa.gov/r10earth/tmdl.htm>

From: Allison Castellan - NOAA Federal [mailto:allison.castellan@noaa.gov]
Sent: Wednesday, September 03, 2014 6:28 AM
To: Carlin, Jayne
Cc: Waye, Don; Wu, Jennifer; Henning, Alan
Subject: Re: Requesting Your Input on Specific Language in Oregon's Draft NPS Plan Regarding CZARA (ASAP as the comment period ended today)

Jayne--

Thanks for taking a close look at OR's 319 plan. A few responses to your questions....

1. I don't think there's anything technical wrong with what the state's written here. Of course, they have a slightly different spin than what we would say it. If we wanted to suggest something else we could say: "Where there is information to indicate that these 56 management measures are not sufficient to attain water quality standards or protect designated uses, CZARA requires that additional management measures be developed."
2. Yes, that is correct phrasing and what we've used in the past as well.
3. I would suggest a slight revision just say "The state is also being required by EPA and NOAA to adopt and implement additional management measures for forestry because science indicates that the existing forestry practices are not adequate to protect water quality and designated uses." This language comes from the conditional approval findings and more accurately captures why the state needs to adopt add MMs.

On Tue, Sep 2, 2014 at 8:05 PM, Carlin, Jayne <Carlin.Jayne@epa.gov> wrote:
Hi All,

I am closely reviewing OR's NPS Plan and a few statements in the CZARA Section jumped out at me (see highlighted statements below). I wanted to get your thoughts as to whether Oregon's statements are accurate.

CZARA requires states with approved coastal management programs to implement a set of 56 management measures that reduce NPS pollution. The measures are designed to control runoff from six main sources: forestry, agriculture, urban areas, marinas, hydromodification (such as dams or shoreline and stream channel modification), and wetlands and vegetated shorelines, or riparian areas. Where there is information to indicate that these 56 management

measures are not sufficient to attain water quality standards, or protect critical coastal waters, states are required to develop and implement additional management measures.

I prefer "Where there is information to indicate that these 56 management measures are not sufficient to attain water quality standards, or protect critical coastal waters, additional management measures should be included to the state's CNPCP"

Ex. 5 - Attorney Client

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I also would like your input on the highlighted phase below:

Oregon submitted elements of its plan for approval to NOAA and EPA in 1995. On January 13, 1998, the federal agencies approved the Oregon Coastal Nonpoint Program subject to specific conditions that the state still needed to address (see "Oregon Conditional Approval Findings") at <http://coastalmanagement.noaa.gov/nonpoint/docs/findor.txt>

Is this how we like to word the status of Oregon's program?

Since 1998, Oregon has received interim approval on all but two of the (g) Guidance management measures and its strategies for meeting other required elements of the program. The state is also being required by EPA and NOAA to adopt and implement additional management measures for forestry due to the number of 303(d) listed stream segments and the presence of endangered salmon and steelhead species within the CNPCP management area. *Do we agree with the highlighted section and how it is worded?*

Thanks!

Jayne

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